

SEP 09 2004

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Tetsuya SUGA, et al.  
 SERIAL NO: 10/692,684  
 FILED: October 27, 2003  
 FOR: IMMUNE ACTIVATOR

GAU: 1616  
 EXAMINER:

## INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR 1.97

COMMISSIONER FOR PATENTS  
 ALEXANDRIA, VIRGINIA 22313

SIR:

Applicant(s) wish to disclose the following information.

## REFERENCES

- The applicant(s) wish to make of record the references, some of which are cited in the attached European Search Report listed on the attached form PTO-1449. Copies of the listed references are attached, where required, as are either statements of relevancy or any readily available English translations of pertinent portions of any non-English language references.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

## RELATED CASES

- Attached is a list of applicant's pending application(s) or issued patent(s) which may be related to the present application. In accordance with discussions on August 4, 2004 with Mr. Nicholas P. Godici, Commissioner for Patents, it is no longer required to submit copies of cited pending applications. A modification of the Rules will be published soon in the Official Gazette. Cited issued patents, if any, are listed on the attached PTO form 1449.
- A check or credit card payment form is attached in the amount required under 37 CFR §1.17(p).

## CERTIFICATION

- Each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement.
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned, having made reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing of this statement.

## DEPOSIT ACCOUNT

- Please charge any additional fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit account number 15-0030. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

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 MAIER & NEUSTADT, P.C.  
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SHEET 1 OF 1

Form PTO 1449 (Modified)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY DOCKET NO. 242791US0CONT	SERIAL NO. 10/692,684	
LIST OF REFERENCES CITED BY APPLICANT		APPLICANT Tetsuya SUGA, et al.				
		FILING DATE October 27, 2003		GROUP 1616		
<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS
	AA	2001/0000229 A1	04/12/2001	K. TAZAWA, et al.		
	AB	5,849,720	12/15/1998	S. JAMAS, et al.		
	AC					
	AD					
	AE					
	AF					
	AG					
	AH					
	AI					
	AJ					
	AK					
	AL					
	AM					
	AN					
<b>FOREIGN PATENT DOCUMENTS</b>						
		DOCUMENT NUMBER	DATE	COUNTRY	TRANSLATION YES                  NO	
	AO	30 19 614	12/03/1981	GERMANY		X
	AP	199 44 695	03/30/2000	GERMANY		X
	AQ	1 356 449	06/12/1974	GREAT BRITAIN		
	AR	WO 02/12348	02/14/2002	WIPO		
	AS					
	AT					
	AU					
	AV					
<b>OTHER REFERENCES (Including Author, Title, Date, Pertinent Pages, etc.)</b>						
	AW	A. KASUGA, et al., Nippon Shokuhin Kogyo Gakkaishi, vol. 40, no. 1, pages 62-63, "ANTIOXIDATIVE ACTIVITIES OF SEVERAL MUSHROOM EXTRACTS", 1993 (pages 56-61 were filed on 08/11/04)				
	AX					
	AY					
	AZ				<input type="checkbox"/> Additional References sheet(s) attached	
Examiner					Date Considered	
*Examiner: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.						